

HPS-45 (March 2006)

NOT PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

NO. 06-1758

IN RE: THOMAS J. GERRARD,
Petitioner

RECEIVED

MAY 24 2006

On a Petition for Writ of Mandamus from the
District Court for the District of New Jersey
(Related to D. N.J. Civ. No. 04-cv-06056)

AT 8:30

WILLIAM T. WALSH
CLERK

Submitted Under Rule 21, Fed. R. App. P.
March 10, 2006

Before: SCIRICA, Chief Judge, WEIS and GARTH, Circuit Judges

(Filed: May 19, 2006)

OPINION

PER CURIAM

Petitioner Thomas Gerrard asks this Court for a writ of mandamus to direct the United States District Court for the District of New Jersey to take action on his petition under 28 U.S.C. § 2254. On April 11, 2006, the District Court entered an order directing the Respondents to file an answer to Gerrard's petition. Accordingly, we will deny the request as moot.